

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
REQUEST FOR FILING APPLICATION UNDER 37 C.F.R. 1.53(b)  
WITHOUT FILING FEE AND/OR WITHOUT EXECUTED INVENTOR'S DECLARATION

Assistant Commissioner for Patents  
Washington, DC 20231

Atty. Dkt. 2752-59

Date: February 14, 2002

11047 U.S. PTO  
10/074246  
02/14/02

This is a request for filing a new PATENT APPLICATION under Rule 53(b) entitled:

**IDENTIFICATION OF NUCLEOTIDE SEQUENCES SPECIFIC FOR MYCOBACTERIA AND DEVELOPMENT OF  
DIFFERENTIAL DIAGNOSIS STRATEGIES FOR MYCOBACTERIAL SPECIES**

without a filing fee and/or without an executed inventor's oath/declaration.

This application is made by the below identified inventor(s). Attached hereto are the following papers:

- ☐ Newly executed Declaration, ☐ Copy of Declaration from prior application, ☒ Abstract  
46 pages of specification and claims (including 25 numbered claims), and  
40 sheets of accompanying drawing/s.  
☐ Record the attached assignment and return to the undersigned.  
☐ Attached is a Power of Attorney.  
☐ Please amend the specification by inserting the following paragraph before the first line: --This application claims the benefit of Provisional Application Nos. , filed , respectively, the entire contents of which are hereby incorporated by reference in this application.--  
☐ Please amend the specification by inserting the following paragraph before the first line: --This application is a ☐ continuation/☐ division/☐ continuation-in-part of Application No. , filed , the entire content of which is hereby incorporated by reference in this application.--  
☐ Petition filed in prior application to extend its life to insure co-pendency.  
The prior application is assigned to .  
It is hereby requested that the Examiner consider the art cited in the above parent application(s) by applicant and/or the Examiner for the reasons stated therein. A listing of that art is attached, but pursuant to Rule 98(d) copies are not required.  
☒ Applicant claims "small entity" status. ☐ "Small entity" statement attached.  
☒ Please enter the attached and/or below preliminary amendment **prior** to calculation of filing fee:

Also attached: ☐ Information Disclosure Statement; ☐ Non-Publication Request; ☒ Nucleotide and/or Amino Acid Sequence Submission; ☐ Statement deleting Inventor(s) named in prior application; ☒ Other: Statement w/paper and computer copies of Sequence Listing

1. Inventor: Jean-Luc (first) MI Gala (last) Belgium (citizenship)  
Residence: (city) St.-Stevens-Woluwe (state/country) Belgium  
Mailing Address: 24 Countrylaan, St.-Stevens-Woluwe, Belgium  
(Zip Code) B-1932

2. Inventor: Pascal (first) MI Vannuffel (last) Belgium (citizenship)  
Residence: (city) Buvrinnes (state/country) Belgium  
Mailing Address: 138 Rue de la Passage Egypte, Buvrinnes, Belgium  
(Zip Code) P-7133

☐ See attached sheet(s) for additional inventor(s) information!!

Address all future communications to NIXON & VANDERHYE P.C., 1100 North Glebe Road, 8<sup>th</sup> Floor, Arlington, VA 22201.

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NIXON & VANDERHYE P.C.

By Atty: B. J. Sadoff, Reg. No. 36,663

Signature: 

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

**GALA et al**

Atty. Ref.: **2752-59**

Serial No. **TO BE ASSIGNED**

Group:

Filed: **February 14, 2002**

Examiner:

For: **IDENTIFICATION OF NUCLEOTIDE SEQUENCES  
SPECIFIC FOR MYCOBACTERIA AND DEVELOPMENT  
OF DIFFERENTIAL DIAGNOSIS STRATEGIES FOR  
MYCOBACTERIAL SPECIES**

\* \* \* \* \*

**February 14, 2002**

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

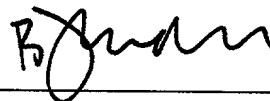
**STATEMENT**

The attached paper and computer-readable copies of the Sequence Listing are the same. No new matter has been added.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By: \_\_\_\_\_



**B. J. Sadoff**

Reg. No. **36,663**

**BJS:eaw**

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